



**US Army Corps
of Engineers**

Vicksburg District
4155 Clay Street
Vicksburg, MS 39183-3435
www.mvk.usace.army.mil



Public Notice

APPLICATION NO.:	KNG-MVK-2004-1509
EVALUATOR:	Kaaren Geter
PHONE NO.:	(601) 631-5162
FAX NO.:	(601) 631-5459
E-MAIL:	regulatory@mvk02.usace.army.mil
DATE:	December 14, 2005
EXPIRATION DATE:	January 7, 2006

Interested parties are hereby notified that the U.S. Army Corps of Engineers, Vicksburg District, and the Louisiana Department of Environmental Quality, Office of Environmental Services are considering an application for a Department of the Army permit and State water quality certification for the work described herein. A water quality certification is required in accordance with statutory authority contained in the LRS 30:2074 A(3) and provisions of the Clean Water Act. Comments should be forwarded to the Vicksburg District, ATTN: CEMVK-OD-F, at the above address and the Louisiana Department of Environmental Quality, Office of Environmental Services, Post Office Box 4313, Baton Rouge, LA 70821-4313.

The Louisiana Department of Environmental Quality has a copy of the application on file in their office in Baton Rouge and may be inspected at any time between 8:00 a.m. and 4:30 p.m. weekdays. Copies may be obtained from the Louisiana Department of Environmental Quality upon payment of cost of printing. The Louisiana Department of Environmental Quality will make a final decision on the water quality certification pertaining to this application within 30 days after expiration of this notice.

Law Requiring a Permit: Section 404 of the Clean Water Act (33 U.S.C. 1344), which applies to discharges of dredged or fill material into waters of the United States.

Name of Applicant:
Mid South Developers
2160 East Gause Boulevard
Slidell, Louisiana 70461

Name of Agent:
David Brunet
Post Office Box 5771
Slidell, Louisiana 70469

Location of Work: Section 11, T8S-R14E, UTM 15 3363111N 811350E, within the Lower Pearl River drainage basin, St. Tammany Parish, northwest of St. Joe, Louisiana.

Description of Work: (See enclosed map and drawings.)

The following descriptions of the proposed project and associated impacts are based upon information provided by the applicant.

The applicant is applying for a Department of the Army permit to place fill material into wetland and other waters of the United States associated with the construction of Phase 3 of Saw Mill Creek, a residential development and associated streets. Phases 1 and 2 were previously permitted under number ADS-200313450 in June 2004.

The project site consists of approximately 16 acres, of which 12.0 acres are wetlands. Vegetation found on the site consists of slash pine, chain fern, red maple, sweetgum, and royal fern. The soils on the property are Stough, and Myatt (frequently flooded).

The applicant proposes to build a 32-lot subdivision expansion and associated streets. The subdivision would impact 3.5 acres of wetlands. The applicant plans to minimize wetland impacts by restricting the clearing and fill to the house pads, driveways, and roads. Approximately 2,000 cubic yards of fill material would be needed to fill the wetlands. The applicant proposes to obtain the fill material from a clean commercial source.

The other waters of the United States consist of a man-made canal that traverses the project site near the center of the property. The canal drains into an un-named tributary of French Branch. The applicant proposes to place a road crossing the over the canal using two 42" culverts.

The placement of dredged and/or fill material in wetlands and other waters of the United States associated with the mechanized land clearing and construction filling requires a Department of the Army Permit.

Upon reviewing this notice, you should write to this office to provide your opinion of the impacts this work will have on the natural and human environment and address any mitigation you believe is necessary to offset these impacts. Other comments are welcome, but the above information will further our review of the applicant's plan as proposed. Comments of a general nature are not as helpful as those specific to the impacts of the subject project.

State Water Quality Permit: The State Pollution Control Agency must certify that the described work will comply with the State's water quality standards and effluent limitations before a Corps permit is issued.

Cultural Resources: An initial review indicates that the proposed project would not affect any of the sites in St. Tammany Parish listed in the National Register of Historic Places. Copies of this notice have been sent to the State Historic Preservation Officer, Federally Recognized Tribes, the Corps archaeologists, and other interested parties for comment on potential effects to cultural resources that could result from this activity.

Endangered Species: Our initial finding is that the proposed work would not affect any endangered species or their critical habitat. This proposal is being coordinated with the U.S. Fish and Wildlife Service, and any comments regarding endangered species or their critical habitat will be addressed in our evaluation of the described work.

Flood Plain: In accordance with 44 CFR Part 60 (Flood Plain Management and Use), participating communities are required to review all proposed development to determine if a flood plain development permit is required. Flood plain administrators should review the proposed development described in this public notice and apprise this office of any flood plain development permit requirements.

Evaluation Factors: The decision whether or not to issue a permit will be based upon an evaluation of the probable impact of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits which may be expected to accrue from the proposal must be balanced against its expected adverse effects. All factors which may be relevant to the proposal will be considered; among these are conservation, economics, aesthetics, general environmental concerns, historic values, fish and wildlife values, flood damage prevention, land use classification, navigation, recreation, water supply, water quality, energy needs, safety, food requirements and, in general, the needs and welfare of the people. Evaluation of the proposed activity will include application of the guidelines published by the Environmental Protection Agency under authority of Section 404(b) of the Clean Water Act.

Public Involvement: The purpose of this notice is to solicit comments from the public; Federal, State, and local agencies and officials; Indian Tribes; and other interested parties. These comments will be used to evaluate the impacts of this project.

All comments will be considered and used to help determine whether to issue the permit, deny the permit, or issue the permit with conditions, and to help us determine the amount and type of mitigation necessary. This information will be used in our Environmental Assessment or Impact Statement. Comments are also used to determine the need for a public hearing.

Opportunity for a Public Hearing: Any person may make a written request for a public hearing to consider this permit application. This request must be submitted by the public notice expiration date and must clearly state why a hearing is necessary. Failure of any agency or individual to comment on this notice will be interpreted to mean that there is no objection to the proposed work. Please bring this announcement to the attention of anyone you know who might be interested in this matter.

Notification of Final Permit Actions: Each month, the final permit actions from the preceding month are published on the Vicksburg District Regulatory web page. To access this information, you may follow the link from the Regulatory web page, <http://www.mvk.usace.army.mil/offices/od/odf/main.asp>, or go directly to the Final Permit Actions web page at <http://www.mvk.usace.army.mil/offices/od/odf/PubNotice/MonthlyNotice/pnmain.asp>.

W. Harold Lee
Team Leader
Evaluation Section

Sawmill Creek Subdivision, Phase 3



1:24,000

0 0.125 0.25 0.5 0.75 1 Miles

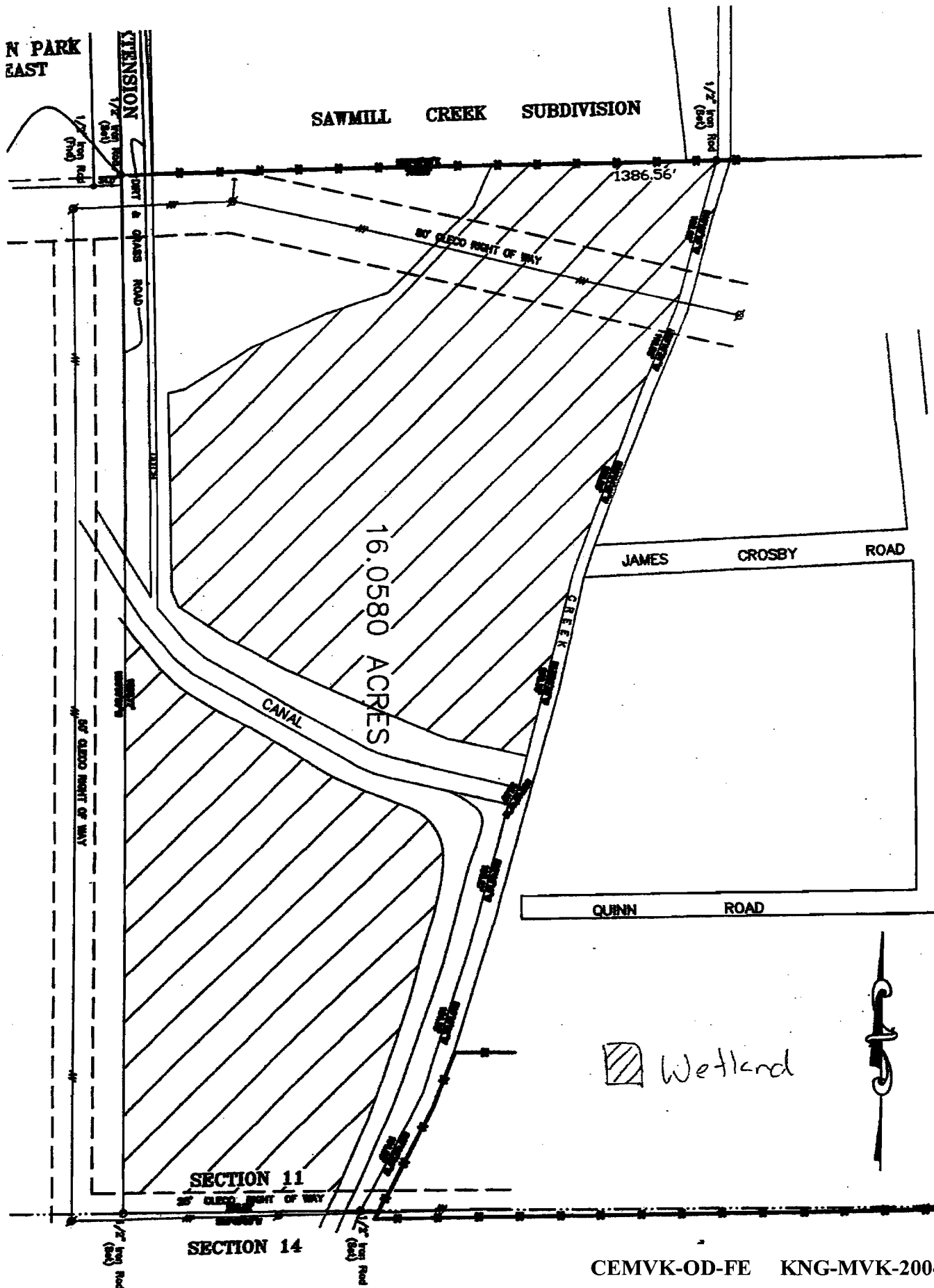


CEMVK-OD-FE KNG-MVK-2004-1509

MID SOUTH DEVELOPERS
MR. DAVID BRUNET

N PARK
EAST

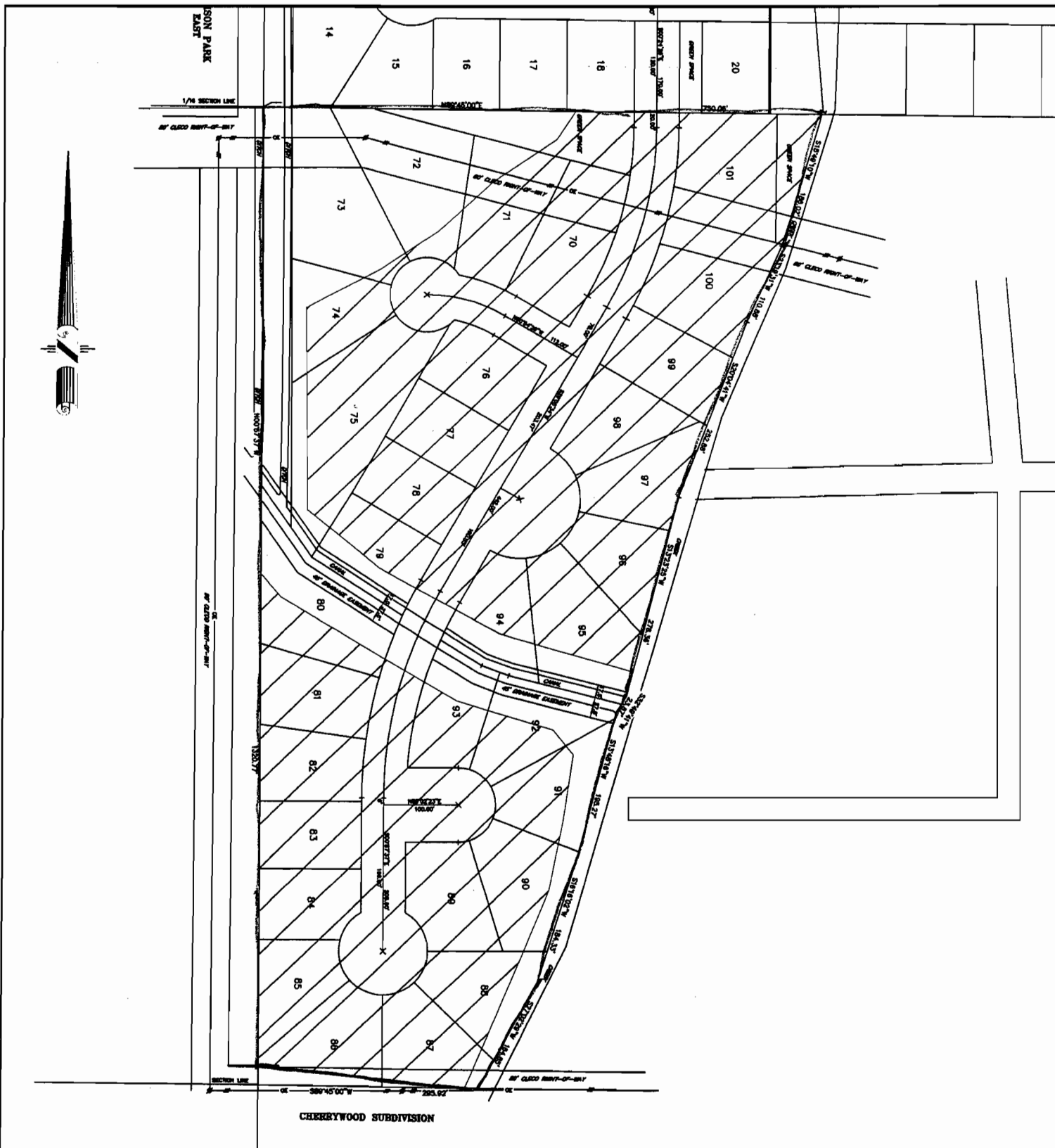
SAWMILL CREEK SUBDIVISION



CEMVK-OD-FE KNG-MVK-2004-1509

CHERRYWOOD SUBDIVISION

MID SOUTH DEVELOPERS
MR. DAVID BRUNET



LEGEND

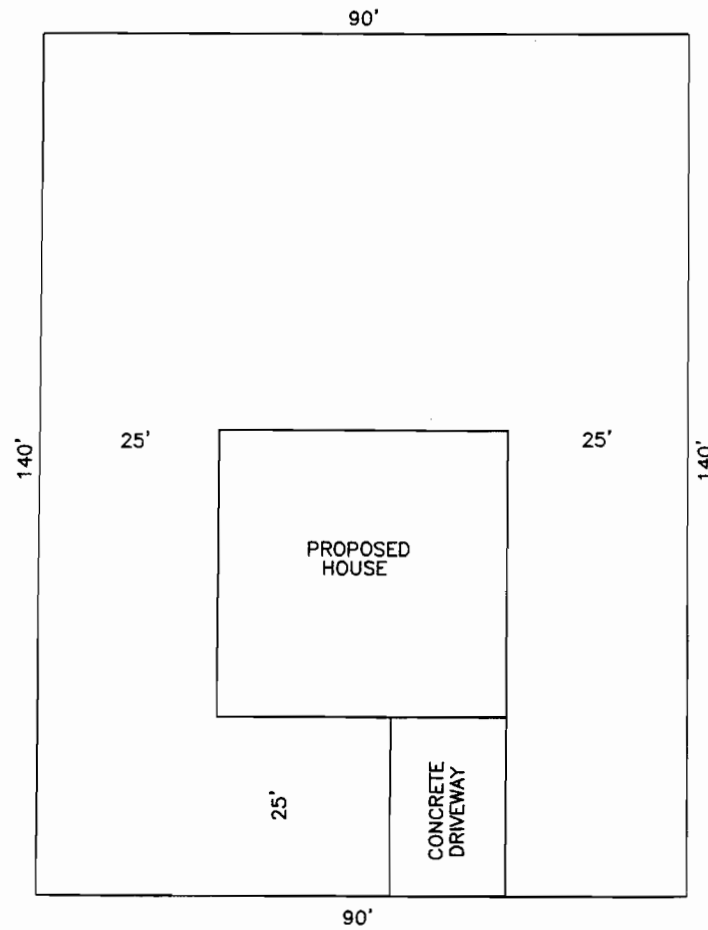
 = WETLAND

SCALE

1" = 150'

CEMVK-OD-FE KNG-MVK-2004-1509

MID SOUTH DEVELOPERS
MR. DAVID BRUNET



STREET

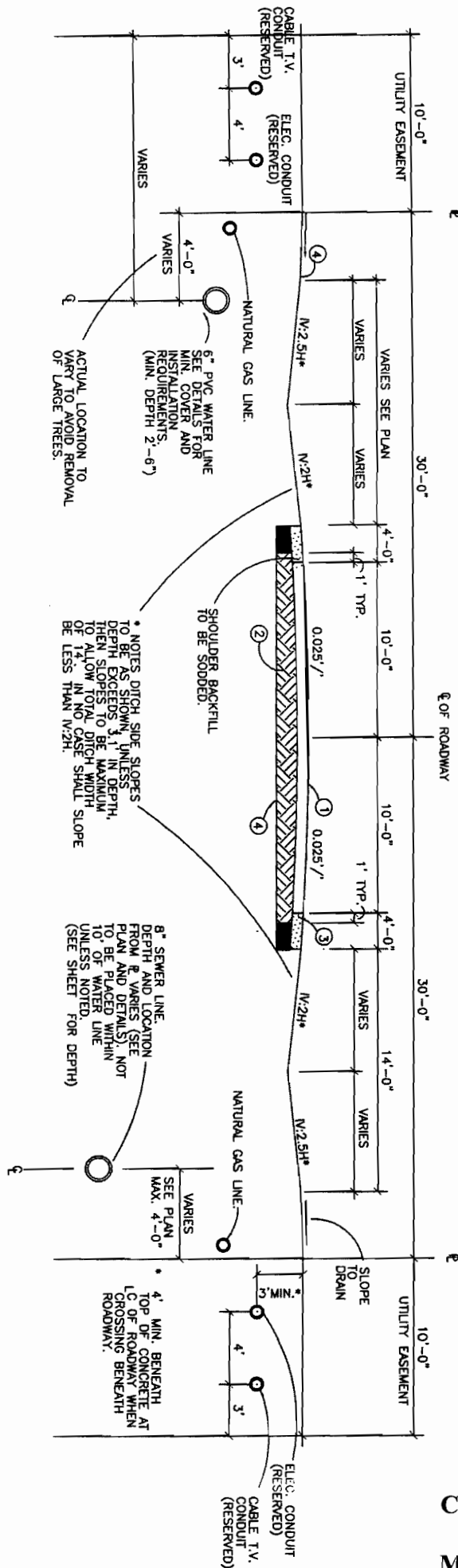
PLAN VIEW
TYPICAL LOT

CEMVK-OD-FE KNG-MVK-2004-1509

MID SOUTH DEVELOPERS
MR. DAVID BRUNET

CROSS SECTIONS

TYPICAL STREET CROSS SECTION



CEMVK-OD-FE KNG-MVK-2004-1509

MID SOUTH DEVELOPERS
MR. DAVID BRUNET